

**Court of Appeals, Division One**

**Criminal**

**1 CA-CR 15-0455**

**STATE v. MYERS**

**Appellate Case Information**

Case Filed: 10-Jul-2015  
Case Closed:

**Dept/Composition**

**Department B (August)**

Hon. Michael J Brown  
Hon. Kent E Cattani  
Hon. Maurice Portley

**Side 1. STATE OF ARIZONA, Appellee**

(Litigant Group) STATE OF ARIZONA

- State of Arizona

**Attorneys for: Appellee**

Linley Wilson, Esq. (AZ Bar No. 27040)

**Side 2. TONY LEE MYERS, Appellant**

(Litigant Group) TONY LEE MYERS

- Tony Lee Myers

**Attorneys for: Appellant**

Mikel Steinfeld, Esq. (AZ Bar No. 24996)

**CASE STATUS**

Nov 25, 2016....Pending in ASC

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CR2014-156515-001	Burglary in the Third Degree, Class 4; Possession of Burglary Tools, Class 6	6 Years; 2.25 Years	Erin Otis, Sentencing	JURY	

**DESCENDENT CASE(S)**

ASC CR-16-0419-PR

**CASE DECISION**

01-Sep-2016 **MEMORANDUM DECISION**

Maurice Portley.....Author  
Michael Brown.....Concur  
Kent Cattani.....Concur

Filed: 01-Sep-2016

Mandate:

Decision Disposition

**Affirmed**

**48 PROCEEDING ENTRIES**

- 10-Jul-2015 FILED: Notice of Appeal from Maricopa County Superior Court filed 07/02/15. Notification to Court Reporters dated 07/09/15. Includes Designation of Record.
- 30-Jul-2015 FILED: Reporter's Transcript - 12/16/2014 Status Conference (Jeanne Oliva)
- 30-Jul-2015 FILED: Reporter's Transcript - 05/04/2015 Trial (Jeanne Oliva)
- 9-Aug-2015 FILED: Reporter's Transcript-04-22-2015-Oral Argument-(Linda Lopez)
- 14-Aug-2015 FILED: e-Record on Appeal:  
Instruments/Minute Entries: Combined  
Disposition Report: None  
Exhibits:  
Hearing Date 04/27/15 - LIST # 1 2 3 4 5 6 9 10 11 12 12.001 13 14 15 16 17 In Manila Envelope.  
Hearing Date 06/12/15 - LIST #1 1.001 1.002 2 4 In Manila Envelope  
Sealed item:  
Confidential Criminal History Addendum In Sealed Manila Envelope.
- 16-Aug-2015 FILED: Request for Extension for filing Trial Transcripts (Kristi Week)

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7. 18-Aug-2015 ORDERED: Request for Extension for filing Trial Transcripts (Kristi Week) = GRANTED. Due Dates EXTENDED to 09/17/2015 for Transcripts dated 04/27/2015, 04/28/2015, 04/29/2015, 04/30/2015, 05/04/2015, 06/02/2015 or OSC 10/07/15. Hon Samuel A Thumma - Author
8. 20-Aug-2015 FILED: Motion for Evidenciary(sic) Hearing (Appellant Pro Per)
9. 9-Sep-2015 ORDERED: Motion for Evidenciary(sic) Hearing (Appellant Pro Per) = DENIED. Anthony Mackey ProTem Judge - Author
10. 17-Sep-2015 FILED: Reporter's Transcript - 5/04/15 - Jury Trial (Kristi Week)
11. 17-Sep-2015 FILED: Reporter's Transcript - 6/12/15 - Jury Trial (Kristi Week)
12. 17-Sep-2015 FILED: Reporter's Transcript - 4/27/15 - Jury Trial (Kristi Week)
13. 17-Sep-2015 FILED: Reporter's Transcript - 4/28/15 - Jury Trial (Kristi Week)
14. 17-Sep-2015 FILED: Reporter's Transcript - 4/29/15 - Jury Trial (Kristi Week)
15. 17-Sep-2015 FILED: Reporter's Transcript - 4/30/15 - Jury Trial (Kristi Week)
16. 24-Sep-2015 FILED: Notice of Completion of Record
17. 28-Sep-2015 FILED: Untitled Document (Motion for appointment of other counsel)(Appellant Pro Per)
18. 1-Oct-2015 FILED: Notice of Appearance; Certificate of Service (Appellant)
19. 5-Oct-2015 ORDERED: Untitled document (Motion for appointment of other counsel) (Appellant Pro Per) = DENIED. Anthony Mackey ProTem Judge - Author
20. 21-Oct-2015 FILED: Motion to Supplement Record and Request to Extend Time to File Opening Brief until Record is Supplemented; Certificate of Service (Appellant)
21. 29-Oct-2015 ORDERED: Motion to Supplement Record (Appellant) = GRANTED/Transcripts due 11/27/15. FURTHER ORDERED: Request to Extend Time to File Opening Brief Until Record is Supplemented (Appellant) = GRANTED. Due date EXTENDED from Monday, 11-09-2015 to Monday, 12-28-2015 Anthony Mackey ProTem Judge - Author
22. 10-Nov-2015 FILED: Reporters Transcript - 03/10/2015 - (Treva Colwell)
23. 10-Nov-2015 FILED: Reporters Transcript - 04/15/2015 - (Treva Colwell)
24. 29-Dec-2015 ORDERED: Opening Brief due date EXTENDED from Monday, 12-28-2015 to Wednesday, 01-27-2016. Fred Cole ProTem Judge - Author
25. 5-Jan-2016 ORDERED: Court Reporter Melissa Gonsalves OSC set for 01/20/2016. FURTHER ORDERED: Opening Brief due date EXTENDED to 02/29/2016. Hon Samuel A Thumma - Author
26. 15-Jan-2016 FILED: Reporter's Transcript - 03/23/2015 Status Conference (Melissa Gonsalves)
27. 29-Feb-2016 FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
28. 14-Mar-2016 FILED: Motion to Supplement Opening Brief With Additional Issue for Review/Argument 4 (Appellant Pro Per)
29. 14-Mar-2016 FILED: Certificate of Mailing re: Motion to Supplement Opening Brief with Additional Issue for Review/Argument 4
30. 15-Mar-2016 FILED: Notice of Appearance; Certificate of Service (Appellee)
31. 21-Mar-2016 ORDERED: Motion to Supplement Opening Brief With Additional Issue for Review/Argument 4 (Appellant Pro Per) = DENIED. Anthony Mackey ProTem Judge - Author
32. 19-Apr-2016 ORDERED: Answering Brief due date EXTENDED from Monday, 04-18-2016 to Wednesday, 05-18-2016. Fred Cole ProTem Judge - Author
33. 9-May-2016 FILED: Letter, 5/2/16, from Appellant to Court, requesting copy of Supplement
34. 12-May-2016 FILED: Letter, 5/12/16, from Court to Petitioner re: Copy Request

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35.	18-May-2016	FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
36.	2-Jun-2016	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
37.	13-Jun-2016	FILED: Supplemented Superior Court e-Record with Revised Index of Record (includes copy of transcript filed directly with COA1 previously)
38.	14-Jun-2016	ORDERED: Reply Brief due date EXTENDED from Monday, 06-13-2016 to Tuesday, 07-05-2016. Fred Cole ProTem Judge - Author
39.	5-Jul-2016	CLNDR: CONFERENCE, Department B (August), 8-9-16, COURTROOM 2.
40.	5-Jul-2016	FILED: Appellant's Reply Brief; Certificate of Compliance; Certificate of Service (Appellant)
41.	25-Aug-2016	FILED: Notice of Supplemental Authority; Certificate of Service (Appellee)
42.	1-Sep-2016	MEMORANDUM DECISION (Affirmed) Hon Maurice Portley - Author; Hon Michael J Brown - Concur; Hon Kent E Cattani Judge - Concur
43.	1-Sep-2016	FILED: Memorandum Decision Distribution List
44.	11-Oct-2016	FILED: Courtesy Copy - Notice of Post-Conviction Relief filed in Maricopa County Superior Court on 10/06/2016
45.	17-Oct-2016	FILED: ASC Order filed 10/17/2016 re: granting motion. FURTHER ORDERED: The Petition for Review filed by Appellant Myers on 10/14/2016 shall be filed
46.	25-Nov-2016	FILED: Email Notice from ASC re: Petition for Review filed 10/14/16; request for partial record
47.	28-Nov-2016	FILED: Letter forwarding partial record to Arizona Supreme Court
48.	21-Dec-2016	FILED: Courtesy Copy of Petition for Post Conviction Relief filed in the Superior Court of Maricopa County 12/16/16